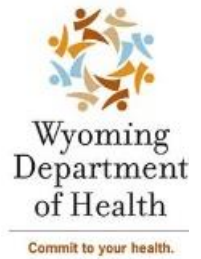


SUMMARY OF CHILDREN'S MENTAL HEALTH (CMH) WAIVER COMPLIANCE WITH THE HOME AND COMMUNITY BASED SERVICES SETTING REQUIREMENTS ADOPTED BY CMS ON MARCH 17, 2014



Posted October 3, 2014

Public Comment open until November 3, 2014

Reason for Compliance Review of HCB Settings

On March 17, 2014, the Centers for Medicaid and Medicare Services (CMS) promulgated new federal regulations for Home and Community Based (HCB) Waiver Service Settings requirements. The federal regulations are 42 CFR 441.301(c)(4)-(5). CMS posted additional guidance to help states assess compliance and remediate areas that are not fully in compliance. More information on the new rules can be found on the CMS website at www.medicaid.gov/hcbs.

Summary of Compliance for CMH Waiver Settings

The waiver settings for the Children's Mental Health Waiver demographics and plans of care were reviewed within the Department of Health. All waiver participants live in their family home if they are on the waiver. No services may be offered in congregate facilities. Service settings are either based in the provider's residence, the participant's residence, or in community locations that are not institutional in nature, such as parks, malls, stores, and other activity centers. Therefore, the CMH Waiver settings do not meet the criteria of needing a transition plan.

Plan for Monitoring Continued Compliance of HCB Settings

The Wyoming Department of Health State Medicaid Agency oversees the provider certification processes and ongoing oversight of provider compliance with all state standards. Through annual provider certification visits, ongoing incident and complaint management systems described in Appendix G of the approved waiver, the Department will assess providers for ongoing compliance with the HCB Settings. Certification requirements will be adjusted to ensure service settings for this waiver remain in settings that are not institutional or isolating in nature. Any areas of concern will be addressed through the Department's corrective action and sanctioning processes pursuant to Chapter 16 of Wyoming Medicaid Rules.

Public Comment on HCB Compliance Summary

The compliance summary for the CMH Waiver will be posted for a 30-day public comment period on the Department's website at <http://health.wyo.gov/healthcarefin/equalitycare/index.html>. Public Notice of the Summary will be posted in two newspapers with a public forum schedule where comments may be presented to the Department. The Department will summarize and respond to all comments received and submit a summary to CMS.